

# **EXHIBIT Q**

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA**

CATHERINE L. DAVIS and  
TOMMY MOORE, individually, and  
on behalf of others similarly situated

Plaintiffs,

v.

DELL, INC. d/b/a DELL COMPUTER, INC.,  
DELL USA L.P., AND DELL  
MARKETING L.P.,

Defendants.

Case No. 5L07-cv-01401-W

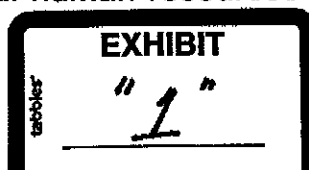
CLASS ACTION COMPLAINT

DEMAND FOR JURY TRIAL

**AFFIDAVIT OF CATHERINE L. DAVIS**

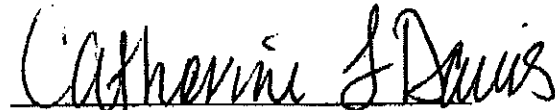
COMES NOW the Affiant, Catherine L. Davis, and after being duly sworn in  
states as follows:

1. I am over 18 years of age and of sound mind.
2. I am a resident of Oklahoma County, Oklahoma. I was formerly employed  
at Dell's Oklahoma City, Oklahoma customer contact center, which is  
located at 3501 SW 15<sup>th</sup> St., Oklahoma City, Oklahoma 73108.
3. I chose to file this case in the U.S. District Court for the Western District of  
Oklahoma because this venue is convenient for me, based upon my  
residence in Oklahoma County. Transfer of this case to the U.S. District  
Court for the Western District of Texas in Austin, Texas would be  
inconvenient for me. If this case is transferred, it will work a substantial  
hardship on me to travel to Austin, Texas for trial.
4. Numerous witnesses, including my former direct supervisor and his  
supervisor, the local human resources manager, co-plaintiff Tommy



Moore, and the majority of current and former business sales representatives and class members, are also residents of Oklahoma. It is my opinion that this Court is a more convenient venue for this case than the U.S. District Court for the Western District of Texas. I also believe that due to the opt-in requirement of the FLSA claims presented, it would be much more difficult to encourage other class members to opt-in to this case if it were transferred out of state.

Further this Affiant sayeth not.

  
Catherine L. Davis

Subscribed and sworn to before me, a Notary Public on September 15, 2008.

  
Notary Public

My commission expires:

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